

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARVIN TATE BROADUS,

Plaintiff,

v.

DEPARTMENT OF ADULT AND
JUVENILE DETENTION, et al.,

Defendant.

CASE NO. 2:21-cv-01720-RSM-BAT

**ORDER DENYING MOTION FOR
LEAVE TO AMEND, DKT. 21,
WITHOUT PREJUDICE**

Plaintiff has indicated the desire to amend his complaint. The Court ordered Plaintiff to file a motion to amend complaint **and** attach a proposed amended complaint so the Court can review it and Defendant can respond to the motion.

Despite the Court's order, Plaintiff filed a second motion on May 5, 2022 stating he moves to amend his complaint. No grounds are given and a proposed amended complaint was not attached. *See* Dkt. 21.

The Court therefore ORDERS:

- (1) Plaintiff's motion to amend, Dkt. 21, is DENIED without prejudice.
- (2) If Plaintiff seeks permission to file an amended complaint, he should file a motion requesting leave to amend containing an explanation for the amendment, **and** attach the proposed amended complaint. The amended complaint shall underline changes or amendments to the

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PREJUDICE - 1

1 original complaint. The amended complaint replaces the original complaint and Plaintiff should
2 include all claims and factual assertions in the amended complaint.

3 (2) The motion to amend with attached amended complaint shall be filed no later than
4 May 24, 2022, as this case was initiated in December 2021 and the case should move forward,
5 and not be delayed.

6 (3) Plaintiff is reminded that on March 25, 2022, Defendants filed a motion to
7 dismiss Plaintiff's complaint. Dkt. 11. The Court granted Plaintiff an extension to June 6, 2022 to
8 respond to the dismissal motion. Dkt. 18. Any response Plaintiff wished to file to the dismissal
9 motion must be filed by June 6, 2022, unless the Court directs otherwise

10 (4) The clerk shall provide a copy of this order to the parties.

11 DATED this 10^h day of May, 2022.

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BRIAN A. TSUCHIDA
United States Magistrate Judge